

Message Text

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TOSEC 363

E.O. 11652: N/A

TAGS:OVIP (KISSINGER, HENRY A.), ECOSOC, SHUM

SUBJECT: HUMAN RIGHTS COMMISSION - DRAFT RESOLUTION ON

-- ISRAELI-OCCUPIED AREAS

REF: GENEVA 1006

1. FOLLOWING ARE PROPOSED INSTRUCTIONS TO USDEL TO HUMAN RIGHTS COMMISSION (HRC) COVERING TWO RESOLUTIONS WHICH LIKELY TO COME UP IN HRC FEB 17 DURING SECRETARY'S VISIT. TEXT OF RESOLUTIONS CONTAINED REFTEL BEING REPEATED TO BONN. BECAUSE OF SENSITIVITY OF ISSUES INVOLVED, SECRETARY'S PARTY WILL DOUBTLESS WANT TO REVIEW INSTRUCTIONS BEFORE USDEL ACTS ON THEM.

A. DRAFT RESOLUTION ON ARCHBISHOP CAPUCCI.

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(1) USDEL SHOULD VOTE NO REPEAT NO ON DRAFT RESOLUTION
REFTEL DEALING WITH ARCHBISHOP CAPUCCI.

(2) IN EXPLAINING VOTE USDEL SHOULD SAY THE US VOTED NO
BECAUSE WE FEEL THE ALLEGATIONS CONTAINED IN THIS RES
HAVE NOT BEEN SUPPORTED BY ANY INDEPENDENT EVIDENCE AND
SEEM TO BE POLITICALLY MOTIVATED. FURTHERMORE, THERE IS
NO EVIDENCE BEFORE THIS COMMISSION THAT THE ARCHBISHOP'S

TRIAL WAS UNFAIRLY CONDUCTED.

B. DRAFT RESOLUTION ON ISRAELI-OCCUPIED AREAS.

(1) ASSUMING TEXT OF RES CONTAINED IN SECTION B OF REFTEL ;
REMAINS ESSENTIALLY THE SAME, YOU SHOULD VOTE AGAINST IT
EXPLAINING THAT THE RES AS A WHOLE IS INDISCRIMINATELY
CONDEMNATORY IN TONE AND IS NOT HELPFUL GIVEN THE PRESENT
DELICATE STATE OF NEGOTIATIONS AND DRAW ON DISCUSSION
CONTAINED IN POSITION PAPER THIS ITEM OF US BELIEF THAT
BEST WAY TO ACHIEVE PEACEFUL SETTLEMENT IS THROUGH SECURI-
TY COUNCIL RES 242.

(2) OUR AIM IS TO KEEP ARGUMENT ON THESE CONTENTIOUS
ISSUES TO A MINIMUM AND YOU SHOULD THEREFORE NOT SEEK
A PARA BY PARA VOTE. IF, HOWEVER, IT COMES TO THAT,
YOU SHOULD OBSERVE RLE OF THUMB FOLLOWED LAST YEAR OF
VOTING AGAINST THOSE PARAGRAPHS CONTAINING BLANKET,
INDISCRIMINATE CENSURE OF ISRAEL AND, HAVING MADE A RE-
CORD OF OUR SPECIFIC OBJECTIONS, YOU MAY ABSTAIN ON VOTE
ON RES.

(3) IN REGARD TO FOLLOWING OPERATIVE PARAS, YOU SHOULD
TAKE FOLLOWING LINE:

PARA 1 -- VOTE NO ON GROUNDS THAT LANGUAGE IS CONDEMNATORY
IN TONE AND RAISES WAR CRIMES' ISSUES WHICH NOT PROPERLY
BEFORE HRC.

PARA 2 - ABSTAIN

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PARA 3 - ABSTAIN ON GROUNDS THAT IT CALLS FOR OVER-BROAD
AND ILL-DEFINED ACTION ON ISRAEL'S PART.

PARA 4 - ABSTAIN

PARA 5 - VOTE NO CITING OUR SUPPORT OF SECURITY COUNCIL
RES 242 WHICH ADDRESSES QUESTION OF MILITARY OCCUPATION
AND WHICH WE BELIEVE PROVIDES FRAMEWORK FOR SOLVING

PROBLEM.

PARA 8 - ABSTAIN BASED ON VIEW QUESTION OF JERUSALEM CAN
ONLY BE RESOLVED IN CONTEXT OF NEGOTIATIONS BETWEEN
PARTIES.

PARAS 6, 7, 11, 12, 13 APPEAR TO BE ESSENTIALLY SAME AS
LAST YEAR'S RESOLUTION, AND YOU MAY GO ALONG WITH THEM IF
VOTED ON.

(4) WITH REGARD TO PREAMBULAR PARA 5, YOU SHOULD ADOPT
SAME STANCE AS LAST YEAR, AND, IF PARA VOTED ON, VOTE NO.
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